

4

**IN THE COURT OF ABDUL BASIT  
ADDITIONAL SESSIONS JUDGE-II, ORAKZAI**

**Petition No. 47/4 BBA of 2024**

*"Abdullah... Versus ... The State"*

**Order---03  
05.06.2024**

Accused/petitioner on ad-interim pre-arrest bail along with counsel is present.

Sr.PP for the State is present.

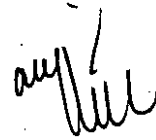
Accused/petitioner Abdullah s/o Ashmal Khan r/o Caste Utman Khel, Tappa Buzran Khel, District Orakzai seeks his post arrest bail in case FIR No. 94 dated:28.09.2023 under sections 324/353/148/149 PPC and 9D-CNSA of police station Kalaya.

Arguments heard and record perused.

Tentative assessment of record reveals that the accused/petitioner has been nominated in the instant case. Counsel for accused/petitioner could not point out any malafide or ulterior motives on part of police or complainant for his false implication in the present case. In the absence of malafide, false implication and ulterior motive, which is condition precedent for grant of bail before arrest, the accused/petitioner is not entitled to extraordinary concession of pre-arrest bail. Hence, I am not inclined to extend extraordinary concession of pre-arrest bail to accused/petitioner, therefore, his application is dismissed and interim bail already granted to him is hereby recalled. SHO concerned be informed accordingly.

Record be returned alongwith copy of this order and file of this Court consigned to the Record Room after its completion and compilation.

**Announced  
05.06.2024**

  
**Abdul Basit**  
Addl. District & Sessions  
Judge-II, Orakzai